



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No : 10/669,457
Applicant : Gilman
Filed : September 25, 2003
Title : Refrigerator Shelf Retainer Assembly

TC/A.U. : 3637
Examiner : T. M. Ayres

Docket No. : GIL001-101
Customer No.: 27238

COMMENTS ON REASONS FOR ALLOWANCE

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In a Statement of Reasons For Allowance issued in connection with the above-identified U.S. patent application, the Examiner indicated that certain novelty of the Applicant's invention lies in the fact that the biasing element does not require a track and that any combination of Geisler in view of Nickerson would a track along the front wall in order for the biasing element to function. Based on the claim language, it is submitted that this statement could be misleading. Instead, the Applicant submits that record is



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Gilman)
) Art Unit: 3637
)
Serial Number 10/669,457) Examiner: Ayres
)
Filed September 25, 2003) Atty Docket: GIL001-101

For: Refrigerator Shelf Retainer Assembly

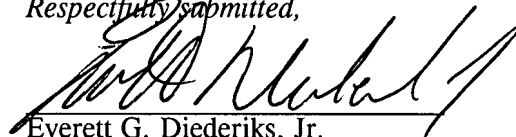
COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The below identified communication(s) or document(s) is(are) submitted in the above application or proceeding:

- | | |
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| <input type="checkbox"/> Advance Order for Patent Copies: | <input checked="" type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Priority Document | <input checked="" type="checkbox"/> Check in the Amount of <u>\$1,700.00</u> |
| <input type="checkbox"/> Formal Drawings (___ sheets) | <input checked="" type="checkbox"/> Change of Correspondence Address |
| <input checked="" type="checkbox"/> Comments on Reasons For Allowance | <input checked="" type="checkbox"/> Fee Address Indication |
- ☒ Please debit or credit **Deposit Account Number 04-1075** for any deficiency or surplus in connection with this communication. A duplicate copy of this sheet is provided for use by the Deposit Account Branch.

Respectfully submitted,


Everett G. Diederiks, Jr.
Attorney for Applicant
Registration Number: 33,323

Date: April 30, 2007

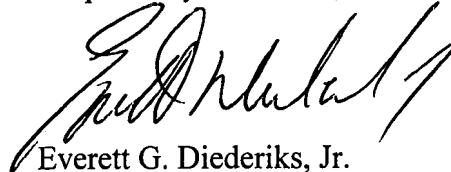
Comments on Reasons For Allowance

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clear on the points of novelty of the claims which is based on the structure of the shelving unit in combination with the divider element and biasing or spring member as required by claims 1, 3, 5 and 19.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Everett G. Diederiks, Jr.", written in a cursive style.

Everett G. Diederiks, Jr.
Registration No. 33,323

Date: April 30, 2007

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